



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)	Terstappen, et al.	Examiner:	Christopher H. Yaen
Serial No.:	09/865,048	Group Art Unit:	1642
Confirmation No.:	2293	Docket:	890-2 FWC/CIP/CPA/ CON/RCE
Filed:	May 24, 2001	Dated:	December 3, 2004
For:	PHAGE ANTIBODIES		

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

*I hereby certify this correspondence is being deposited
with the United States Postal Service as first class mail,
postpaid in an envelope, addressed to:
Commissioner for Patents, P.O. Box 1450,
Alexandria, Virginia 22313-1450
on December 3, 2004*

Signed: Julie L. Watts

RECEIVED

DEC 16 2004

SUBMISSION UNDER 37 CFR §1.28(c)

OFFICE OF PETITIONS

Sir:

The undersigned was advised by Applicants, prior to payment of the issue fee for the above-identified application that the entity status of the application was erroneously established as a small entity. The error occurred without deceptive intent.

This submission is being submitted to correct the deficiency owed for each previous fee erroneously paid as a small entity in accordance with 37 CFR 1.28(c). Below is an itemization of the fees previously paid:

Date	Type of Fee	Amount Erroneously Paid as Small Entity	Current Fee Amount for a Non Small Entity	Difference
February 19, 2002	Application Fee	Fee of \$740.00 Correctly Paid as Large Entity.		\$ 0
February 19, 2002	Late Declaration Filing Fee	\$65.00	\$130.00	\$65.00
February 19, 2002	5 Month Petition for Extension of Time	\$980.00	\$2,080.00	\$1100.00
June 6, 2002	Additional Claim Fee (Extra Total Over Twenty)	\$216.00	\$432.00	\$216.00
May 14, 2003	2 Month Petition for Extension of Time	\$205.00	\$430.00	\$225.00
January 9, 2004	Terminal Disclaimer	\$55.00	\$110.00	\$55.00
January 9, 2004	1 Month Petition for Extension of Time	\$55.00	\$110.00	\$55.00
August 13, 2004	Terminal Disclaimer	\$55.00	\$110.00	\$55.00
August 13, 2004	Request for Continued Examination (RCE)	\$385.00	\$790.00	\$405.00

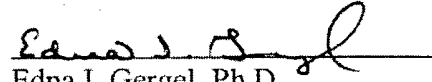
Total Deficiency Owed: \$2176.00

Applicants enclosed herewith a check for \$2176.00 for the total deficiency owed. If any additional fees are due or an overpayment has been made, please charge our Deposit Account No. 08-2461 or credit our Deposit Account for such sum.

RECEIVED
DEC 16 2004
OFFICE OF PETITIONS

Application Serial No. 09/910,547
Filing Date: May 24, 2001
Docket No. 890-2 FWC/CIP/CPA/CON/RCE
Page 3 of 3

Respectfully submitted,



Edna I. Gergel, Ph.D.
Registration No.: 50,819
Agent for Applicant(s)

HOFFMANN & BARON, LLP
6900 Jericho Turnpike
Syosset, New York 11791
(516) 822-3550
EIG:jlw

197809_1